

**UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW HAMPSHIRE**

John S. Briand
Public Integrity Data Base of New England

v.

Civil No. 08-cv-24-JL

James A. Watson
Bryant G. Pake

O R D E R

Before the Court is John Briand's complaint (document no. 1), filed on behalf of himself and Public Integrity Data Base of New England ("PIDB") pursuant to 42 U.S.C. § 1983, alleging that plaintiffs' rights under the federal Constitution, as well as federal and state statutory law, have been violated. The matter is before me for preliminary review to determine whether or not the complaint states any claim upon which relief might be granted. See 28 U.S.C. § 1915A; United States District Court District of New Hampshire Local Rule ("LR") 4.3(d)(2). For the reasons explained fully in the Report and Recommendation issued simultaneously with this Order, I direct that the Fourth Amendment claim in the complaint proceed against defendants James Watson and Bryant Pake. In my Report and Recommendation, I

recommend that the remaining claims, as well as plaintiff Public Integrity Data Base of New England, be dismissed from this action.

Without further comment on the merits of the complaint, I order that the complaint be served on Defendants. As plaintiff has provided summons forms for each defendant, the Clerk's office shall issue the summonses against defendants and forward to the United States Marshal for the District of New Hampshire (the "U.S. Marshal's office") the summonses and copies of the complaint (document no. 1), the Report and Recommendation issued simultaneously with this Order, and this Order. Upon receipt of the necessary documentation, the U.S. Marshal's office shall effect service upon Defendants. See Fed. R. Civ. P. 4(c)(2).

Defendants are instructed to answer or otherwise plead within twenty days of service. See Fed. R. Civ. P. 12(a)(1)(A).

Plaintiff is instructed that all future pleadings, written motions, notices, or similar papers shall be served directly on

the Defendants by delivering or mailing the materials to them or their attorney(s), pursuant to Fed. R. Civ. P. 5(b).

SO ORDERED.


James R. Muirhead
United States Magistrate Judge

Date: June 26, 2008

cc: John S. Briand, pro se
Public Integrity Data Base of New England